

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

ADC Construction, LLC,

Petitioner.

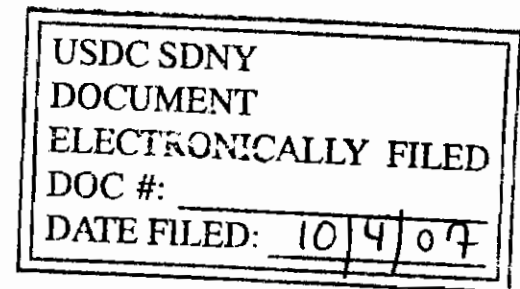
-against-

The New York City District Council of
Carpenters Pension Fund, The New York
City District Council of Carpenters Welfare
Fund, The New York City District Council
of Carpenters Vacation Fund, The New York
City District Council of Carpenters Annuity
Fund, The New York City District Council of
Carpenters Apprenticeship, Journeyman
Retraining, Educational and Industry Fund,
The New York City District Council of
Carpenters Charity Fund and The New York
City and Vicinity Carpenters Labor
Management Corporation, By Michael J.
Forde and Paul O'Brien, as Trustees,

Respondents,

07 cv 3943(DFE)(DLC)

Notice of Dismissal
Without Prejudice



IT IS HEREBY AGREED, by the undersigned attorneys of record for Plaintiff, ADC Construction, LLC (hereinafter "ADC"), that, whereas no defendant has formally appeared in this action, whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, the action, including all claims, is hereby voluntarily dismissed without prejudice and without costs to any party against the other.

Dated: October 1, 2007
New York, New York

*So Ordered. The Clerk of
Court shall close the
case. *[Signature]*
October 4, 2007*

Sullivan Gardner P.C.

By:

[Signature]
Steven R. Montgomery (SM4514)
Attorneys for Plaintiff
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New York, New York 10016